

# THE MEMPHIS APPEAL.

ESTABLISHED 1840.

MEMPHIS, TENN., TUESDAY, APRIL 20, 1886.

VOL. XLVI--NO. 93.

## THE TELEPHONE CASES.

PROCEEDINGS TO BEGIN MAY 1st, AT COLUMBUS, O.

Bills of Interest to the South—Enthusiastic Labor Meeting—Southern Postal Changes.

(SPECIAL TO THE APPEAL.)  
WASHINGTON, April 19.—The government counsel in the telephone suit have agreed to meet at Columbus June 1st next. The first points to be raised by the defense will be, it is said, the questions of jurisdiction and the right of the government to bring suit.

SENATOR INGALLS  
to-day reported adversely from the Judiciary Committee. He will grant full pay for the remainder of their lives to all judges of the United States Courts who may resign after thirty years' service, or who may become seventy years of age.

SOUTHERN BILLS.  
The following bills of interest to the South were introduced:  
By Mr. Catchings: A bill for the relief of John W. Spradlin of Sumner county, Tenn., and John T. Bandey.

By Mr. Richardson: A bill to provide for the extension of bonds of all officials by their sureties in aliquot parts.

SOUTHERN POSTAL CHANGES.  
New Office—At Memphis, Frio county, Tenn., Thomas L. Miller, postmaster.

Mail Messenger Service Discontinued—Arkansas—Alma Crawford county, from St. Louis and San Francisco railroad at Little state, from April 26th.

Star Service Established—Arkansas: Bentonville to Southwest City, Mo., by Dickson and Sulphur Springs. Round trip and back, three times a week, by a schedule of ten hours running time each way, from July 1st to June 30th.

Star Service Changes—Alabama: Columbus, Miss., to Shipley Turnpike, from May 1st, embrace supply of Sharp, Pickens county, Ala., one way next after Columbus on the outward trip and embrace supply of McBride, Pickens county, one way next after Henry on the inward trip, increasing the distance equal to two miles and back.

Special Service Discontinued—Alabama: McBea, Pickens county, from Henry, from April 30th; Sharp, Pickens county, from Zion, from April 30th.

ARRIVALS.  
Patrick Henry, Vicksburg, Miss.; S. B. Kirby, Little Rock, Ark.; J. L. McLaurin, Jackson, Miss.; Jacob Triebler, Helena, Ark.; James H. Reed, Fort Smith, Ark.; W. T. Andrews, Mobile, Ala.; W. C. Braley, Boonsboro, Ark.

Confirmations.  
WASHINGTON, April 19.—Confirmations: J. W. Hillyer, Collector of Internal Revenue, District of Oregon; J. T. Jennings, Internal Agent, G. C. B. W. A.; F. F. Clausen, Assessor of the Mint, New Orleans.

The Alcoholic Liquor Traffic.  
WASHINGTON, April 19.—The House Committee on Alcoholic Liquor Traffic to-day by a vote of 8 to 5, ordered an adverse report on Representative Taulbee's bill to provide that no person shall be licensed as a retail dealer in intoxicants by any state until he has first received a license as such from the local authorities where it is proposed to carry on the business of selling liquor.

Senator Hoar's National Inquest Bill.

WASHINGTON, April 19.—Senator Hoar to-day reported back from the Judiciary Committee, with a few verbal amendments, the bill introduced by him to provide for a court of national inquest. It provides in brief that whenever three citizens of a State petition under oath, setting forth that any person has been killed, seriously injured in person or property, or threatened because of political opinions or with a view to prevent the free expression of opinions in regard to matters affecting the welfare of the United States, it shall be the duty of the Circuit Judge to hold an inquest into the circumstances and to report the evidence and his conclusions to the President to be laid before Congress.

George Q. Cannon's Bond.  
WASHINGTON, April 19.—The Treasury Department has received a certificate of deposit of \$25,000 in the case of George Q. Cannon of Utah, who was held in that amount of bail, and which was forfeited by reason of his failure to appear for trial.

Comptroller Trenchum's Bond Approved.

WASHINGTON, April 19.—The bond of Wm. L. Trenchum as Comptroller of the Currency was approved by the Acting Secretary and the Solicitor of the Treasury to-day, and he subsequently certified and entered on the duties of the office. The bond is for \$100,000.

The Democratic Congressional Committee.

WASHINGTON, April 19.—The House Democratic Congressional Committee met at the Capitol to-night, and after filling a number of vacancies in the committee, appointed an executive committee of nine to constitute with a committee to be appointed from members of the Senate, the Democratic Campaign Committee. The members of the committee appointed are: McMillin, Tennessee; Burns, Missouri; Murphy, Iowa; Greene, North Carolina; Wilkins, Ohio; Rolleston, Kentucky; Blanchard, Louisiana; Spriggs, New York and Crain of Texas.

JACKSON, TENN.

Democratic Judicial Convention Called for the 15th of June.

(SPECIAL TO THE APPEAL.)  
JACKSON, TENN., April 19.—The chairman of the Democratic Committee of the counties of Crockett, Hardeman, Madison, McNairy, Decatur, Henderson, Chester, Carroll, Henry and Perry met in this city to-day and called a judicial convention to meet at Henderson, Chester County, on the 15th day of June next, for the purpose of nominating a candidate for Attorney-General of this the Eleventh Judicial Circuit. The conference also called a convention to meet in this city on the 14th day of June for the purpose of nominating a candidate for

## THE U. S. SUPREME COURT.

A NUMBER OF IMPORTANT DECISIONS HANDLED DOWN.

What Constitutes a Contract With the United States—The New Orleans Bond Cases.

WASHINGTON, April 19.—The following decisions were rendered by the United States Supreme Court to-day: No. 2209.—The United States appellant vs. Wm. J. Landrum, an appeal from the Court of Claims. Landrum was Collector of Internal Revenue for the Eighth Kentucky District, and brought this suit to recover the one-half per cent. commission on the sale of tax paid stamps allowed collectors, under the act of July 10, 1868. The Court of Claims gave a judgment in his favor and the Supreme Court affirmed that judgment. Judge Woods delivered the opinion, holding that Internal Revenue Collectors are entitled to the one-half per cent. on the taxes collected by sales of tax-paid stamps, in addition to the salary allowed them, graded according to the amount of their annual collections, provided that their total compensation shall not exceed \$4500 a year.

No. 230.—The South Boston Iron Company vs. the United States. A suit brought by the Iron Company to recover \$75,000 damages and \$143,000 profits on the claim that the Navy Department had entered into a contract with it to build new boilers for several United States vessels, and had afterward suspended all work under the contract. The Supreme Court affirmed the judgment of the Court of Claims in favor of the United States. The Chief Justice delivering the opinion of the court held, as had previously been decided, that in such cases the United States contracts by the Navy Department must be in writing and signed by the contracting parties. That, in the opinion of the court, was the effect of the act of June 22, 1862. No such contract had been shown in this case.

No. 1123.—The Board of Liquidation of the City of New Orleans vs. the United States ex rel. Judah Hart. This was a petition in the name of the United States on the relation of Judah Hart, a citizen of the State of New York, for a mandamus to the Board of Liquidation of New Orleans to issue to him bonds for the sum of \$100,000, the amount of a judgment which he, in March, 1882, received against the city for \$121,697, with interest at 5 per cent. This judgment was founded on contracts for municipal purposes made from 1872 to 1877. To review it, the city sued a writ of error from the Supreme Court, and as it was without a supersedeas Hart issued a writ of habeas corpus and levied upon certain moneys due and to become due to the city by the Canal and Claiborne Railroad Company and by the New Orleans Railroad Company, and also upon the interest of the city in the New Orleans Sugar Shed Company and in the New Orleans Cigar Company. Proceedings were taken to contest these seizures, but judgment was rendered in favor of Hart, and to reverse that judgment the city sued out writ of error, with a supersedeas. While the case was pending the city entered into a compromise by which it was stipulated that the city should discontinue its writ of error, and that Hart should renounce his seizure of the sugar sheds and apply the bonus due, and to become due, by the railroad companies to the payment of his judgment, and fund the balance under the provisions of the act known as No. 67 of the Legislature of the State of 1884. Under the writ of *habeas corpus* various sums were collected, which reduced the judgment on the 8th of July, 1885, to \$76,194. Hart complied with the stipulations of the compromise, and called upon the Board of Liquidation to prepare and deliver to him bonds under the provisions of act No. 67 of 1884 for the balance due on his judgment. This the board refused to do. Hart then prayed for a writ of mandamus. The board set up the plea that all the property of the city not dedicated to public use and also the surplus of what was known as the premium bond tax were pledged under act No. 58 of 1882 to the payment of the bonds of the city previously issued and that the act of 1884 in so far as it directs a diversion of that property, and fund impairs the contract with the bondholders and is, therefore, unconstitutional and void. The court below directed a peremptory mandamus to the board to issue the bonds. The Supreme Court affirms the judgment below. It held that the floating debt of the city existing on the 1st day of Jan. 1, 1884, its validity was established by judicial proceedings, as in the case of the claim Hart could not under the constitution of 1879 be excluded from the benefits of the appropriation made in the act of 1880 for the payment of the bonded debt.

In No. 1123 the San Mutual Insurance Company vs. the United States ex rel. Judah H. Hart, the same judgment is rendered as in the above case.

No. 215.—The County Court of Cape Girardeau county, Missouri, and the Judges thereof vs. the United States ex rel. John F. Hill. The judgment of the lower court is affirmed.

A motion was submitted for leave to file the petition for a writ of habeas corpus of Joseph S. Louisa, Attorney of Missouri, who was recently sentenced to imprisonment for ninety days for contempt of court, in failing to obey an order of the Circuit Court of the United States for the Eastern District of Missouri.

GRAIN IN SI-HC.

Statements of the New York and Chicago Boards of Trade.

CHICAGO, ILL., April 19.—The number of bushels of grain in store in the United States and Canada, and the increase or decrease as compared with the previous week, will be posted on 'Change to-morrow as follows: Wheat, 45,819,124 decrease, 1,827,745; corn, 15,234,426, decrease, 1,263,384; oats, 1,791,438, decrease, 44,118; rye, 43,451, decrease, 65,561; barley, 703,023, decrease, 129,434. The amount in Chicago elevators was: Wheat, 11,969,405; corn, 3,879,304; oats, 392,773; rye, 153,104; barley, 62,806.

The New York Statement.

NEW YORK, April 19.—The visible supply of grain on Saturday in comparison with the Saturday before, as reported to the Produce Exchange, is as follows: Wheat, 45,808,483 bushels, decrease 1,874,009; corn, 15,385,026, decrease 1,255,899; oats, 1,791,803, de-

## THE DRUMMERS' TAX CASE.

ARGUED BEFORE THE MISSISSIPPI SUPREME COURT.

Nice Legal Points Involved in the Decision of the Question—Other Opinions.

(SPECIAL TO THE APPEAL.)  
JACKSON, MISS., April 19.—The Supreme Court to-day rendered the following decisions:  
By Arnold, J.—Walter Owens vs. The State, convicted of murder in the Warren Circuit Court, reversed and remanded and new trial awarded; R. E. Walker vs. R. R. Piggett et al., from the Lauderdale Chancery Court, affirmed; E. S. Butts vs. the Vicksburg and Meridian Railroad Company, from the Warren Circuit Court, affirmed.  
By Cooper, C. J.—Wm. Evans vs. The State, convicted of assault and battery in the First District, Third Circuit Court, reversed and remanded; Ananias Goldman vs. The State, convicted of grand larceny in the Neshoba Circuit Court, reversed and remanded and new trial awarded; H. B. Magee et al. vs. D. W. Beall, from the Holmes Circuit Court reversed and remanded.  
By Campbell, Judge.—H. B. Magee et al. vs. H. B. Jones et al., from the same court, affirmed; W. D. Kinney vs. The State, convicted of embezzlement in the Warren Circuit Court, affirmed; A. V. Boyd et al. vs. Thomas H. Allen, from the Bolivar Chancery Court, reversed and remanded; Geo. R. Dadds vs. Phil Map, from the Copiah Circuit Court, affirmed.

THE DRUMMERS' TAX CASE.  
Argument was commenced to-day in the ex-parte case of W. N. Wren, a writ of habeas corpus, being what is known as the drummers' tax case. Judge Wiley P. Harris opened the argument in a speech of over an hour, followed by Attorney-General White for the State in a speech of one hour and thirty minutes. The court adjourned before the Attorney-General finished his argument. He will close his speech to-morrow, when Mr. Green will close the argument for Wren. There are nice legal points involved in this case, and attorneys on both sides are confident of the tenability of their position.  
A NEGRO'S TALENTS.  
This evening Henry Dinkins, a negro boy about seventeen years old, who was under arrest for passing counterfeit money, jumped out of the third story window of the United States Marshal's office and had an arm broken and was otherwise seriously hurt.

DIED.

BACHMAN—At family residence, corner Vance and Beato streets, Monday afternoon, April 19, 1886, CHARLES F. BACHMAN, aged thirty-four years, son of Elizabeth and the late James Bachman. (Funeral) Wednesday next.

Funeral will take place from residence this (TUESDAY) afternoon at 2 o'clock. Friends of the family are invited to attend.

TREADWELL—At residence of A. C. Treadwell, No. 45 Beato street, Monday, April 19, 1886, at 3:30 o'clock a.m., in the twelfth year of her age, LENA WRIGHT, daughter of Mary W. and the late S. Treadwell.

Funeral will take place from residence this (TUESDAY) afternoon at 3:30 o'clock. Friends of the family are invited to attend. Services by the Rev. Mr. Beagans, assisted by the Rev. Dr. Rogers.

ROACH—At her residence, No. 59 Commerce street, Monday, April 19, 1886, in the forty-seventh year of her age, BERNICE ROACH.

Funeral from St. Bridget's Church this (TUESDAY) afternoon at 2 o'clock.

CT. ELMO CAMPBERRY, No. 15, K. T.—Will meet in Annual Session, Saturday, April 24th, at 8 o'clock, for dispatch of business and the election of officers. Meeting strictly confidential. By order, J. C. BARRY, E. O. Attest: J. S. MAYNARD, Acting Recorder.

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IN THE SOUTH.

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Over 300 horses to participate—10 to 20 starters in each race.

Races commence each day at 2 o'clock sharp.

HALF RATES on all Railroads. Arrangements on the Grounds for accommodation of 10,000 people.

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Offer special inducements in Open Buggies of our own make, at \$65. Two Buggies of our own make, at \$120. All work warranted. Call before you buy.

Having disposed of our entire stock of Vehicles and the Manufacturing Department to Messrs. TOMLIN & BENJES, we hereafter for them a continuance of the patronage so long extended to us.

WOODRUFF-OLIVER CARRIAGE & HARDWARE COMPANY.

Capital, \$200,000. Surplus, \$25,000.

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Try Zellner's English Walkingfast Shoes.

ZELLNER'S 93 Gent's Shoes, in all styles, are the best in the world.

ZELLNER'S 93 Gent's Shoes, in all shapes and styles, are the best in the world.

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